



The State of Maryland

Executive Department

EXECUTIVE ORDER

01.01.2010.03

Declaration of Emergency

- WHEREAS, Maryland is subject to a great variety of natural hazards or disasters including but not limited to severe winter storms, high winds and power outages;
- WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency that there is the anticipation of severe winter weather, possible flooding and subsequent power outages, that an emergency exists in the State of Maryland and that resources may be requested;
- WHEREAS, In order to facilitate the deployment of requisite resources within provisions of Maryland law;
- WHEREAS, Use of resources of the Maryland National Guard may be required; and
- WHEREAS, In order to implement the emergency powers of the Governor, an Executive Order of the Governor is appropriate.
- NOW, THEREFORE, I, MARTIN O'MALLEY, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, DECLARE THAT A STATE OF EMERGENCY EXISTS IN MARYLAND. I CALL THE MARYLAND NATIONAL GUARD INTO STATE SERVICE AND HEREBY AUTHORIZE THE MARYLAND EMERGENCY MANAGEMENT AGENCY OR OTHER APPROPRIATE STATE AUTHORITY, DURING THIS EMERGENCY PERIOD, TO ENGAGE, DEPLOY AND COORDINATE AVAILABLE RESOURCES.

A. Pursuant to the Code of Federal Regulations, 49 CFR Part 390.23, carriers and drivers of commercial motor vehicles transporting commodities related to storm relief efforts (e.g. heating oil, propane, gasoline, salt, etc.) and drivers of utility vehicles shall be relieved from the Hours of Service (HOS) requirements of 49 CFR Part 395, as adopted under Section 25-111, of the Maryland Transportation Article. This waiver does not relieve any carrier or operator from the requirements of 49 CFR Part 392.3, relating to operating a commercial motor vehicle while fatigued.

Given Under My Hand and the Great Seal of the State of Maryland in the City of Annapolis, this 5th day of February, 2010.



A handwritten signature in black ink, reading "Martin O'Malley".

Martin O'Malley
Governor

ATTEST:

A handwritten signature in black ink, reading "John McDonough".

John McDonough
Secretary of State